



#2/a  
4/18/98

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Jesas U. S. Pro

Anticipated Classification Prior Application: Attorney's  
of this Application: Exam'r: Sean McGarry Docket No.: Enz-56(Div4)  
Class \_\_\_\_\_ Subclass \_\_\_\_\_ Group Art Unit: 1809

**FILED BY EXPRESS MAIL**

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231  
**BOX FWC (if under §1.62)**

Siri

This is a request for filing a    CONTINUATION X DIVISIONAL     
CONTINUATION-IN-PART application under X 37 CFR §1.60    37 CFR  
§1.62, of pending prior application Serial No. 08/822,963 filed on March 21, 1997 of  
Dakai Liu et al.

**Inventor(s)**

**for:** **VECTORIC AND VIRAL VECTORS,  
AND PACKAGING CELL LINES  
FOR PROPAGATING SAME**

**Title of Invention**

1.  Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2.  A copy of the verified statement under 37 CFR §1.9 and §1.27 establishing small entity status in the prior application is enclosed. Small entity status is still applicable.
3.  The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

FEE												
				RATE								
	Number Filed		Number Extra		Small Entity	Other Entity		Small Entity	Other Entity			
Total Claims	1	=	0	x	\$ 11	\$ 22	=	\$ 0	\$ ---			
Independent Claims	1	=	0	x	\$ 41	\$ 82	=	\$ 0	\$ ---			
Multiple Dependent Claims Presented:	Yes <input checked="" type="checkbox"/> No				\$135	\$270		\$ 0	\$ ---			
If the difference in Col. 1 is less than zero, enter "0" in Col.2					BASIC FEE			\$790---				
							\$395					
					TOTAL FEE			\$ ---				
							\$395					

<b>EXPRESS MAIL CERTIFICATE</b>	
<b>"Express Mail" Label No.</b>	EM366566562
<b>Deposit Date</b>	<u>MARCH 24, 1998</u>
<p>I hereby certify that this paper and the attachments          herein are being deposited with the United States          Postal Service "Express Mail Post Office to          Addressee" service under 37 CFR 1.10 on the date          indicated above and is addressed to the <b>Commissioner of</b>  <b>Patents and Trademarks, Washington DC 20231</b></p>	
 <span style="float: right;"><b>MAR 24 98</b></span>	
Ronald C. Fedus Reg. No. 32567	

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4.  The Commissioner is hereby authorized to charge payment of the filing fee as well as the following fees associated with this application or to credit any overpayment to Deposit Account No. 05-1135. A **duplicate** copy of this sheet is enclosed.

Any additional filing fees required under 37 CFR §1.16.

Any patent application processing fees under 37 CFR §1.17.

5.  The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 05-1135. A **duplicate** copy of this sheet is enclosed.

Any patent application processing fees under 37 CFR §1.17.

The issue fee set in 37 CFR §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR §1.311(b).

Any filing fees under 37 CFR §1.16 for presentation of extra claims.

6.  A check in the amount of \$\_\_\_\_\_ is enclosed.

7.  Cancel claims 2-67.

NE 8.  Amend the specification by inserting before the first line of the sentence: ---- This is a \_\_\_\_\_ continuation,  divisional, \_\_\_\_\_ continuation-in-part, of application Serial No. 08/822,963, filed on March 21, 1997. ---

9.  Transfer the drawings from the prior application.

10.  Informal  Formal \_\_\_\_\_ drawings are enclosed.

11.  Abandon said prior application as of the filing date accorded this application. A **duplicate** copy of this sheet is enclosed for filing in the prior application file.

12.  Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ is claimed under 35 U.S.C. §119. \_\_\_\_\_ The certified copy of the priority application has been filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

13.  The prior application is assigned of record to Enzo Therapeutics, Inc., c/o Enzo Biochem, Inc., 527 Madison Avenue, New York, New York 10022. [A copy of the originally submitted Assignment and the Notice of Recordation are enclosed herewith.]

14.  A preliminary amendment is enclosed.

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15.  The power of attorney in the prior application is to:  
Ronald C. Fedus, Reg. No. 32,567, and John J. Santalone,  
Reg No. 32, 794.

(a)  The power appears in the original papers in the prior application.

(b)  Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c)  A copy of a new substitute power of attorney is enclosed.

(d)  Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Ronald C. Fedus, Esq.  
Enzo Therapeutics, Inc.  
c/o Enzo Biochem, Inc.  
527 Madison Avenue (9th Floor)  
New York, New York 10022

16.  Also accompanying this Request is a Petition to Revive An Unintentionally Abandoned Application Under 37 C.F.R. §1.137(b).

17.  I hereby verify that the attached papers are a true copy of prior application Serial No. 08/822,963.

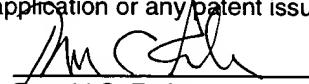
18.  The parent application (Serial No. \_\_\_\_\_) was unintentionally abandoned after \_\_\_\_\_, which was the date that a \_\_\_\_\_ was originally due. As noted under No. 16 above, this Request For a Divisional Application is accompanying the Petition to Revive an Unintentionally abandoned Application Under 37 C.F.R. § 1.137(b), along with the requisite petition fee therefor. With the expected granting of the Petition, the parent application will be copending with the filing of this new divisional application.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under

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Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

March 24, 1998  
Date



Ronald C. Fedus  
Registration No. 32, 567  
Attorney for Applicants  
 Inventor(s)  
 Assignee of Complete Interest  
 Attorney or Agent of Record  
 Filed under 37 CFR §1.34(a)

Address of Signator:  
Enzo Therapeutics, Inc.  
c/o Enzo Biochem, Inc.  
527 Madison Avenue (9th Floor)  
New York, New York 10022

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